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7 NOT FOR CITATION
8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA

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11 AARON JAMES PIERCE,

No. C 03-4934 JF (PR)

12 Plaintiff,

ORDER DENYING PLAINTIFF'S
MOTION FOR SUMMARY JUDGMENT

13 v.

14 EDWARD S. ALAMEIDA, et al.,

15 Defendants.

(Docket No. 100)

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17 Plaintiff, a state prisoner proceeding pro se, filed a civil rights complaint pursuant to
18 42 U.S.C. § 1983. On July 14, 2004, the Court dismissed Plaintiff's complaint with leave to
19 amend and ordered Plaintiff to file an amended complaint. On May 7, 2008, after reviewing
20 Plaintiff's amended complaint, the Court transferred some claims therein and dismissed with
21 leave to amend the remaining claims. At present, plaintiff has thirty days from May 7, 2008,
22 *i.e.*, until June 6, 2008, to file a second amended complaint.

23 On April 30, 2008, Plaintiff filed a motion for summary judgment on his amended
24 complaint pursuant to Rule 56 of the Federal Rules of Civil Procedure. Plaintiff's amended
25 complaint was dismissed with leave to amend. Accordingly, Plaintiff's motion for summary
26 judgment (docket no. 100) is DENIED.

27 IT IS SO ORDERED.

28 DATED: 5/27/08


JEREMY FOGEL
United States District Judge